

Title 248

Nebraska Department of Motor Vehicles

Chapter 6

TITLE 248, NEBRASKA ADMINISTRATIVE CODE, CHAPTER 6

NEBRASKA DEPARTMENT OF MOTOR VEHICLES

**RULES AND REGULATIONS GOVERNING MOTORBOAT TITLES,
NEB. REV. STAT. ' ' 37-1275 THROUGH 37-1291 ET SEQ.**

Issue Date: _____

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NEBRASKA ADMINISTRATIVE CODE

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CHAPTER 6 RULES AND REGULATIONS GOVERNING MOTORBOAT TITLES, NEB. REV. STAT. ' ' 37-1275 THROUGH 37-1291 ET SEQ.

001 **SCOPE.** These rules and regulations govern the Nebraska Department of Motor Vehicles= procedures for titling motorboats pursuant to Neb. Rev. Stat. ' ' 37-1275 through 37-1291 et seq.

002 **DEFINITIONS.**

002.01 **Applicant** means one (1) or more people who apply for an original, bonded, or duplicate motorboat title.

002.02 **Certificate of number** means the registration certificate for the number awarded to the vessel from the county official pursuant to the State Boat Act.

002.03 **Commission** means the Nebraska Game and Parks Commission.

002.04 **County official** means county clerk or county official designated pursuant to Neb. Rev. Stat. ' 23-186.

002.05 **Department** means the Nebraska Department of Motor Vehicles.

002.06 **Director** means the Director of the Nebraska Department of Motor Vehicles.

002.07 **HIN** means Hull Identification Number.

002.08 **Motorboat** means any watercraft propelled in any respect by machinery, including watercraft temporarily equipped with detachable motors, but shall not include a vessel which has a valid marine document issued by the Bureau of Customs of the United States Government or a federal agency successor.

002.09 **Transfer** means an exchange of ownership and possession of a motorboat.

003 **TITLE REQUIRED.** Beginning January 1, 1997, a certificate of title is required for each motorboat in the following circumstances:

003.01 **Registration.** A motorboat shall be titled before it may be registered with a certificate of number.

003.02 **Transfer or Sale.** A motorboat shall be titled before it may be sold or transferred.

003.03 **Exemptions:**

003.03A A motorboat manufactured before November 1, 1972, is exempt from the requirement to have a certificate of title.

003.03B A motorboat owned by the United States, the State of Nebraska, or an agency or political subdivision of either is exempt from the requirement to have a certificate of title.

003.03C A motorboat brought in from out of state may be used by the owner for up to sixty (60) days.

003.03D A watercraft that is not propelled by machinery.

004 **VIOLATION.** No purchaser or transferee shall receive a certificate of title which does not

contain an assignment to show title in the purchaser or transferee. Possession of a title which does not meet this requirement shall be prima facie evidence of a violation.

005 **DEALER TRANSFER OR SALE.**

005.01 **Manufacturer=s or Importer=s Certificate; Required.** Any manufacturer, importer, dealer, or other person who sells or otherwise disposes of a new motorboat to a dealer to be used for purposes of display and resale shall deliver to the dealer a duly executed manufacturer=s or importer=s certificate with assignments on the certificate to show title in the purchaser. No dealer shall purchase or acquire a new motorboat without obtaining from the seller a manufacturer=s or importer=s certificate.

005.02 **Stock.** A dealer need not apply for a certificate of title for a motorboat in stock or acquired for stock purposes, but upon transfer of the motorboat, the dealer shall give the transferee a reassignment of the certificate of title or an assignment of a manufacturer=s or importer=s certificate.

005.02A **New Dealer Title Required.** If all reassignments printed on the certificate of title have been used, the dealer shall obtain title in his or her name prior to transfer.

005.02B **Used Stock.** All used stock shall have a certificate of title. If the dealer did not, or cannot, get a certificate of title from the seller, he or she shall apply for a bonded certificate of title.

006 **PERSONAL TRANSFER OR SALE.**

006.01 **File Application Within Thirty (30) Days of Transfer.** In all cases of transfers of motorboats, the application for a certificate of title shall be filed within thirty (30) days after the delivery of the motorboat.

006.02 **In-state Transfer.** A motorboat owner shall deliver to the purchaser or transferee of the motorboat a certificate of title with an assignment on the certificate to show title in the purchaser.

007 **OTHER TRANSFERS.**

007.01 **When Applicable.** In the event of the transfer of ownership of a motorboat in the following circumstances, a new certificate of title may be issued:

007.01A **Transfer by Operation of Law.** As upon inheritance, devise, or bequest, order in bankruptcy, insolvency, replevin, or execution sale; or

007.01B **Transfer for Storage for Repair Charges.** Whenever a motorboat is sold

to satisfy storage or repair charges; or

007.01C Repossession. Whenever repossession is had upon default in performance of the terms of a chattel mortgage, trust receipt, conditional sales contract, or other like agreement.

007.02 Application Made in County of Issuance. If a motorboat is transferred by operation of law, for storage or repair or repossession, then application is made to the county official of the county in which the last certificate of title to the motorboat was issued. If the last certificate of title was issued by the Department, application is made to the Department.

007.03 If the County Cannot Be Determined. If the county in which the last certificate of title to the motorboat was issued cannot be determined, the application for title shall be processed by the county official of the county where the court entering the journal entry or order is located or the county where the instrument was executed upon which the claim of possession and ownership is founded.

007.04 **Fee.** The application shall be accompanied by a fee of ten dollars (\$10).

007.05 **Proof of Ownership.** Ownership may be shown by either, or both, of the following:

007.05A **Surrender of Documents.** The surrender of the prior certificate of title or the manufacturer=s or importer=s certificate; and/or

007.05B **Evidence.** An affidavit by the person or agent of the person to whom possession of the motorboat has so passed, setting forth facts entitling him or her to ownership, together with a copy of the journal entry, court order, or instrument upon which such claim of ownership is founded.

007.06 **Liens.** If, from the records in the office of the county official or the Department, there appear to be any liens on the motorboat, the certificate of title shall contain a statement of the liens unless the application is accompanied by proper evidence of their satisfaction or extinction.

007.07 **Prior Joint Ownership.** If the prior certificate of title provided for joint ownership with right of survivorship, a new certificate of title shall be issued to a subsequent purchaser upon the assignment of the prior certificate of title by the surviving owner and presentation of a certified death certificate.

008 **APPLICATION FOR ORIGINAL CERTIFICATE OF TITLE.**

008.01 **Presented to County Official.** Application for a certificate of title shall be presented to the county official of the applicant=s Nebraska residence. Residents of other states may choose the Nebraska county they wish to register in.

008.02 **Form.** Application shall be made upon a form prescribed by the Department (*Attachment 1*).

008.03 **Fees.** Each application will be accompanied by a fee of ten dollars (\$10) for each certificate of title and seven dollars (\$7) for each notation of lien.

008.04 **Previously Issued Title.** If a current certificate of title has been issued for the motorboat in this state, the application for a new certificate of title shall be accompanied by the certificate of title duly assigned.

008.05 **No Previous Title.** (See also **011.03 Bonded Title.**) If a certificate of title has not previously been issued for the motorboat in this state, the application shall be accompanied by any of the following documents:

008.05A **A Certificate of Number From This State,** in which the applicant is the registered owner; or

008.05B **A Manufacturer=s or Importer=s Certificate,** or a duly certified copy thereof; or

008.05C **A Certificate of Title from Another State;** or

008.05D **A Court Order Issued by a Court of Record;** or

008.05E **An Assigned Registration Certificate**, if the motorboat was brought into this state from a state which does not have a certificate of title law.

009 **CERTIFICATE OF TITLE.**

009.01 **Uniform Numbering.** The Department shall prescribe a uniform method of numbering certificates of title.

009.02 **Form Design.** A certificate of title shall be printed upon safety security paper in a form prescribed by the Department. The Department shall provide and furnish the certificate of title forms to the county officials.

009.03 **Form Content.** The certificate of title, manufacturer=s statement of origin, and assignment of manufacturer=s certificate may include county of issuance, date of issuance, certificate of title number, previous certificate of title number, name and address of the owner, acquisition date, manufacturer=s name, model year, hull identification number, hull material, propulsion, hull length, issuing county official=s signature and official seal, and sufficient space for the notation and release of liens, mortgages, or encumbrances.

009.04 **Assignment.** An assignment of certificate of title shall appear on each certificate of title and shall include a statement that the owner of the motorboat assigns all his or her right, title, and interest in the motorboat; the name and address of the assignee; the name and address of the lienholder or secured party, if any; and the signature of the owner.

009.05 **Reassignment on Reverse of Certificate.** A reassignment by a dealer shall appear on each certificate of title and shall include a statement that the dealer assigns all his or her right, title, and interest in the motorboat; the name and address of the assignee; the name and address of the lienholder or secured party, if any; and the signature of the dealer or designated representative. Reassignments shall be printed on the reverse side of each certificate of title as many times as convenient.

010 **SIGNATURES.** The certificate of title shall be issued in the name of the purchaser of the motorboat.

010.01 **Husband and Wife Application.** Applications for titles to be held by husband and wife may be accepted by the county official upon the signature of either spouse as a signature for himself or herself and as an agent for his or her spouse.

010.02 **Husband and Wife Assignment.** Assigned titles must be signed by all owners of the motorboat, i.e., if the motorboat is owned by a husband and wife, both must sign to assign the title to another.

011 **ISSUANCE.** Certificates of title shall only be issued by the county official or the Department. If he, she, or it is satisfied that the applicant is the owner of the motorboat and that the application is in the proper form, the county official shall issue a certificate of title over his or her signature and seal.

011.01 **Computer Records Check.** The county official shall use reasonable diligence in ascertaining whether or not the statements in the application are true by checking the application and accompanying documents with the records of motorboats in his or her office. Each county shall issue and file certificates of title using the vehicle titling and registration computer system.

011.02 Liens. The county official shall sign and affix his or her seal to the original certificate of title and deliver the certificate to the applicant if there are no liens on the motorboat, or deliver or mail the certificate to the holder of the first lien on the day of issuance if there are liens on the motorboat.

011.03 Bonded Title. If a certificate of title has not previously been issued for the motorboat or the applicant is unable to provide documentation, the applicant may apply for a bonded certificate of title. (See also **015 BONDED CERTIFICATE OF TITLE.**)

011.04 Out-of-state Title. When the evidence of title presented by the applicant is a certificate of title or an assigned registration certificate issued by another state, the Department shall notify the state of prior issuance that the certificate has been surrendered.

011.05 Seal Without Charge. Each county official shall provide his or her seal without charge to the applicant on any Nebraska certificate of title, application for certificate of title, duplicate copy, assignment or reassignment, power of attorney, statement, or affidavit pertaining to the issuance of a certificate of title.

012 RECORD KEEPING.

012.01 Copies of Titles. The county official shall retain one (1) copy of the certificate of title and one (1) copy shall be transmitted on the day of issuance to the Department.

012.02 County Official Retains Records. The county official shall retain the evidence presented by the applicant on which the certificate of title is issued.

012.03 File. The county official shall file all certificates of title according to rules and regulations of the Department.

012.04 Maintain Indices. The county official shall maintain in the office indices for certificates of title.

012.05 Destroy. The county official shall be authorized to destroy all previous records five (5) years after a subsequent transfer has been made on a motorboat, and be authorized to destroy all certificates of title and all supporting records and documents which have been on file for a period of five (5) years or more from the date of filing the certificate or a notation of lien, whichever occurs later.

012.05A Owner May Refile. Any person holding a certificate of title to a motorboat may refile the same with the county official to prevent destruction of the county official's records. A fee of eight dollars (\$8) shall be charged for refiling a certificate of title.

012.06 Department Maintains Files and Indices. The Department shall receive and file in its office all instruments forwarded to it by the county officials and shall maintain indices for these instruments covering the entire state. These indices shall be by hull identification number and alphabetically by the owner's name.

013 LOST OR DESTROYED TITLE.

013.01 Application Made to County of Original Certificate of Title. In the event of a lost or destroyed

certificate of title, the owner of the motorboat or the holder of a lien on the motorboat shall apply, upon a form prescribed by the Department, to the county official of the county where the certificate of title was issued for a certified copy of the certificate of title.

013.01A Copies of Titles. If the county official's records of the title have been destroyed, the county official shall issue a duplicate certificate of title to the person entitled to receive the certificate upon such showing as the county official deems sufficient. The county official shall use reasonable diligence in ascertaining whether or not the statements in the application are true by checking the application and accompanying documents with the records of motorboats in his or her office. Each county shall issue and file duplicate certificates of title using the vehicle titling and registration computer system.

013.01B Application to Department. If the original was issued by the Department, application is made to the Department for a certified copy of the certificate of title.

013.02 Fees. The county officials or the Department shall charge a fee of fourteen dollars (\$14) for each replacement or duplicate copy of a certificate of title.

013.03 Liens. The duplicate copy issued shall show only those unreleased liens of record.

013.04 Signature. The application for a duplicate copy shall be signed and sworn to by the person making the application.

013.05 Issuance. The county official, with the approval of the Department, or the Department shall issue a certified copy of the certificate of title to the person entitled to receive the certificate of title.

013.06 Transfer of Duplicate. A new purchaser shall be entitled to receive an original title upon presentation of a properly assigned duplicate copy of the certificate of title to the county official.

013.07 Indemnification. Any purchaser of a duplicate-titled motorboat may, at the time of purchase, require the seller of the motorboat to indemnify him or her and all subsequent purchasers of the motorboat against any loss which he, she, or they may suffer by reason of any claim presented upon the original certificate.

013.08 Recovery of Original. In the event of the recovery of the original certificate of title by the owner, he or she shall immediately surrender the certificate to the county clerk, the designated county official, or the Department for cancellation.

013.09 Cancellation of Duplicate. The Department shall check with its records all duplicate certificates of title received from the county officials. If it appears that a certificate of title has been improperly issued, the Department shall cancel the certificate of title.

014 ASSIGNMENT OF HULL IDENTIFICATION NUMBER.

014.01 New Motorboats. Any manufacturer, importer, dealer, or other person who sells or otherwise disposes of a new motorboat to a dealer shall affix to the motorboat its hull identification number if not already affixed.

014.02 HIN Required Before Transfer or Sale. All motorboats shall have a hull identification number properly affixed before sale or transfer.

014.03 No Hull Identification. If a motorboat does not have a hull identification number, the state shall assign a hull identification number.

014.04 Replacement HIN. If one (1) of the two (2) HIN is missing, or the HIN is known although not on the motorboat, the Department will provide a replacement with the original HIN for the motorboat.

014.05 Application for HIN. A request for a HIN is made to the Department on an ASSIGNED ID NUMBER APPLICATION (*Attachment 2*). If approved, the Department will ship to the appropriate county official two (2) identical HIN plates.

014.06 Owner Shall Affix. The owner shall attach the HIN assigned by the county official.

014.07 Assigned in Conformity with Federal Boat Safety Act of 1971. Hull identification numbers shall be assigned and affixed as follows:

014.07A Twelve (12) Characters. Each HIN shall consist of twelve (12) characters, uninterrupted by slashes, hyphens, or spaces, as follows. Each HIN will be on a plate designated by the Department.

014.07A1 Characters One (1) Through Three (3). The first three (3) characters are **NBZ**.

014.07A2 Characters Four (4) Through Eight (8). Characters four (4) through eight (8) are serial numbers assigned by the Department.

014.07A3 Characters Nine (9) and 10. Characters nine (9) and 10 indicate the month and year that the HIN is issued. (Character nine (9) and 10 is indicated using the letters of the English alphabet.)

014.07A4 Characters 11 and 12. Characters 11 and 12 indicate the model year using Arabic numerals for the last two (2) numbers of the model year, such as **82** or 1982, and **83** for 1983.

014.08 Height. The characters of each HIN shall be no less than one-fourth of an inch high.

014.09 Two (2) Numbers. Two (2) identical HIN, primary and secondary, are required to be displayed on each motorboat.

014.10 Location of Primary HIN. The primary HIN shall be affixed:

014.10A Transom. On motorboats with transoms, to the starboard outboard side within two inches (2") of the top of the transom, gunwale, or hull/deck joint, whichever is lowest.

014.10B Without Transoms. On motorboats without transoms or motorboats on which it would be impractical to use the transom, to the starboard outboard side, aft, within one foot (1') of the stern and

within two inches (2") of the top of the hull side, gunwale or hull/deck joint, whichever is lowest.

014.10C Catamaran. On catamarans and pontoon motorboats which have readily replaceable hulls, to the aft crossbeam within one foot (1') of the starboard hull attachment.

014.10D Other Locations. If a HIN would be obscured by rails or other accessories, it shall be affixed as near as possible to the starboard outboard side within two inches (2") of the top of the transom, gunwale, or hull/deck joint, whichever is lowest.

014.11 Secondary HIN. The secondary HIN shall be affixed in an unexposed location on the interior of the motorboat or beneath a fitting or item of hardware.

014.12 Permanent. Each HIN shall be permanently affixed to the motorboat so that alteration, removal, or replacement would be obvious. The plate shall be fastened in such a manner that its removal would normally cause some scarring of or damage to the surrounding hull area. A HIN shall not be attached to the parts of the motorboat that are removable.

014.13 Unique. Each motorboat shall have a unique HIN.

014.14 Separate. If additional information is displayed on the motorboat within two inches (2") of the HIN, that information shall be separated from the HIN by means of borders or shall be on a separate label so that it will not be interpreted as part of the HIN.

015 BONDED CERTIFICATE OF TITLE.

015.01 Who May Apply. The Department will consider applications for a bonded certificate of title in the following situations:

015.01A No Certificate of Title. When a certificate of title has not previously been issued for a motorboat; or

015.01B No Documentation. When the applicant is unable to provide the documentation required by 37-1278 for a motorboat previously titled in this or any other state; or

015.01C Foreign Bonded Certificate of Title. When the motorboat currently has a bonded certificate of title issued by another state.

015.02 Application. Applicant shall complete an APPLICATION FOR BONDED CERTIFICATE OF TITLE and submit the completed form to the Department. The Application shall be accompanied by the following items:

015.02A Fee. A fee of fifty dollars (\$50) plus a ten dollar (\$10) title application fee.

015.02B Photograph. A photograph, taken at an angle to show the front and one (1) side of the motorboat.

015.02C Bond. A bond in a form prescribed by the Department and executed by the applicant. The application for bonded certificate of title for a motorboat shall be made within thirty (30) days of the receipt of the bond.

015.02D Proof of Notification of Owner of Record. If there is an owner of record for the motorboat, the applicant shall send a certified or registered letter, return receipt requested, to the owner of record at the last known address. The letter shall state that the applicant is the present owner of the motorboat and request a duplicate title with an assignment to the applicant on the reverse side. The applicant shall submit a copy of the letter and the returned receipt to the Department.

015.02D1 Other Proof. The Director may in his or her discretion accept other proof that the recorded owner has been notified or that it is impossible, inappropriate, or impracticable to notify the recorded owner.

015.02E Proof of Ownership. The applicant shall provide evidence reasonably sufficient to satisfy the Department of the applicant's ownership of the motorboat or security interest in the motorboat. Such evidence shall include:

015.02E1 Documents. A copy of any written document received at the time the motorboat was acquired, such as a bill of sale or cancelled check. If the applicant has no written documents, or the documents are not self explanatory, the applicant shall explain on the application why he or she is entitled to ownership despite the absence of any documents.

015.02E2 Foreign Bonded Title. A bonded certificate of title from another state.

015.03 Bonded Titles Issued by Other States. If a motorboat has an out-of-state bonded title, the applicant may either:

015.03A Foreign Bond. Provide evidence that a bond is currently in force in the former state for the applicant's motorboat. Such evidence shall include a copy of the bond and evidence from the bonding company that the bond has not been released; or

015.03B Nebraska Bond. If the applicant cannot, or does not, provide such proof, he or she may execute a three-year (3-year) bond in the form prescribed in these regulations.

015.04 Bond.

015.04A Purpose. The bond shall be conditioned to indemnify any prior owner and secured party, any subsequent purchaser and secured party, and any successor of the purchaser and secured party for the expense, loss, or damage, including reasonable attorney's fees, incurred by reason of the issuance of the certificate of title to the motorboat or any defect in or undisclosed security interest upon the right, title, and interest of the applicant in and to the motorboat.

015.04B Issuance. The bond shall be issued by a surety company authorized by the Nebraska Department of Insurance to transact business in this state.

015.04C Value. The bond shall be issued in an amount equal to one and one-half (1 1/2) times the value of the motorboat as determined by the Department using reasonable appraisal methods such as the N.A.D.A. Used Boat Guide, or other appropriate method.

015.04D Cause of Action. An interested person may have a cause of action to recover on the bond for a breach of the conditions of the bond. The aggregate liability of the surety to all persons having a claim shall not exceed the amount of the bond.

015.04E Period. The bond shall be in effect for three (3) years.

015.05 Application for Release of Bond. The holder of the certificate of title may apply to the Department, on the APPLICATION FOR REMOVAL OF NOTICE ON BONDED TITLE, for the release of the bond requirement and the removal of the notice that the motorboat may be subject to an undisclosed interest, if either of the following criteria is met:

015.05A Surrender of Currently Valid Certificate of Title. Prior to the end of the three-year (3-year) period the notice may be removed if a currently valid certificate of title is surrendered to the Department for cancellation; or

015.05B Expiration of Bond. At the expiration of the three-year (3-year) period of the bond, the notice may be removed unless questions as to the ownership of the motorboat have been raised with the Department. Pendency of an action to recover on the bond will mean the ownership of the motorboat is unresolved.

015.06 Certificate.

015.06A Notice. The Department shall include the following statement on a bonded certificate of title and any subsequent title issued as a result of a title transfer while the bond is in effect: NOTICE: THIS MOTORBOAT MAY BE SUBJECT TO AN UNDISCLOSED INTEREST, BOND NUMBER
The Department will assign a bond number to each bond received. The assigned number will be separate from any number the surety company may assign, and the Department's number will be set in the notice on the title.

015.06B Recall. The Department shall recall a bonded certificate of title if the Department finds that the application for the title contained a false statement or if a check presented by the applicant for fees pursuant to this section is returned uncollected by a financial institution.

015.06C Notice of Cancellation. If a bonded certificate of title is recalled, the Department will send a certified letter informing the title holder that the title has been cancelled, the reasons for that cancellation, and requested that the title be returned to the Department.

015.06D Cancellation. If a bonded certificate of title is recalled, the Department will cancel the title in its records.

015.06E Signatures. The first bonded certificate of title will be issued in the name of the applicant. When a bonded certificate of title is transferred to a new owner, the bond need not be renewed unless

the Department questions its authenticity.

016 CANCELLATION OF TITLE.

016.01 Notice to County Official. Upon cancellation of any certificate of title, the Department shall notify the county official who issued the certificate, and the county official shall enter the cancellation upon his or her records.

016.02 Notice to Owner and Lienholders. The Department shall notify the person to whom such certificate of title was issued and any lienholders and demand the surrender of the certificate of title, but the cancellation shall not affect the validity of any lien noted on the certificate.

016.03 Surrender of Title. The holder of the certificate of title shall return the certificate to the Department immediately upon cancellation.

016.04 Surrender of Certificate of Number. If a certificate of number has been issued to the holder of a cancelled certificate of title, the Department shall notify the Commission. Upon receiving the notice, the Commission shall immediately cancel the certificate of number and demand the return of the certificate of number and the holder of the certificate of number shall return the certificate to the Commission immediately.

016.05 Dismantling of Motorboat. When the motorboat is dismantled, destroyed, or changed so that it loses its character as a motorboat or is not the motorboat described in the certificate of title, the owner shall surrender his or her certificate of title to the county official of the county where the certificate of title was issued or, if issued by the Department, to the Department.

016.06 Consent of Lienholder. When the certificate of title is surrendered to the county official, he or she shall, with the consent of any holders of any liens noted on the certificate, enter a cancellation upon his or her records and notify the Department of the cancellation. If the certificate is surrendered to the Department, it shall, with the consent of any holder of any lien noted on the certificate, enter a cancellation upon its records.

016.07 Purge Chain of Title. Upon cancellation of a certificate of title to dismantling, destruction or change to the motorboat, the county official and the Department may cancel and destroy all certificates and all memorandum certificates in that chain of title.

017 APPEAL. The Director's decision is subject to review in the manner provided for review of contested cases by the Administrative Procedure Act, Neb. Rev. Stat. ' ' 84-901 through 84-920. Specific procedures for appeal are set forth in Neb. Rev. Stat. ' 84-917.

018 LIENS.

018.01 To Record a Lien. The certificate of title properly issued or assigned to the owner of the motorboat or the certificate of title that has already been issued to the owner of the motorboat, shall be presented to the county official where the last certificate of title was issued. It must be accompanied by a lien instrument and a fee of seven dollars (\$7.00).

018.02 Lien Instrument. A lien instrument in a security agreement, trust receipt, conditional sales contract or similar instrument. It must list the debtor's name, address, description of the collateral and the lienholder(s) name and address. Whomever is listed on the lien instrument must sign it. The original may be required if there is any question as to the authenticity of the copy presented.

018.03 Receipt for Notation of Lien. Notation of lien will be a computer record completed by the county official which states the title number, name of owner, and lienholder. Both the certificate of title and the security agreement, are mailed to the lienholder after the notation is added.

018.04 Cancellation. Cancellation of lien can be completed in any county. It is noted on the certificate of title, over the signature of the lienholder, and the date of cancellation. When a lien is discharged, the holder shall, within fifteen (15) days after payment is received, note a cancellation of the lien on the certificate of title over their signature. They will deliver the certificate of title to the county official or the Department which shall note the cancellation of the lien in its records.

018.05 Subsequent Liens. Upon receipt of a subsequent lien instrument, the county official must notify the first lienholder to deliver, within fifteen (15) days from the date of the notice, the certificate of title to permit notation of a junior lien.

018.05A The holder of a certificate of title who refuses to deliver a certificate of title to the county official within fifteen (15) days will be liable for damages to the junior lienholder for the amount of damages suffered. In the event more than one (1) lien is to be noted on the title, the county official shall note them in the sequence received.

018.06 Transfer of Ownership. In all cases of transfer of ownership, if there appear to be any liens on the motorboat, the certificate of title shall contain a statement of the liens unless the application for new certificate is accompanied by proper evidence of the satisfaction or extinction of such liens.

Attachments 1 and 2

248 NAC 6 -- ATTACHMENT 1

STATE OF NEBRASKA

Application for Certificate of Title

FEE \$10.00

Applicant/s hereby state that he/she/they is/are the lawful owner/s or purchaser/s of the vehicle herein described and make application for a Certificate of Title.

SOCIAL SECURITY NO./

| LAST NAME | FIRST | MIDDLE INITIAL | FEDERAL TAX IDENTIFICATION NUMBER | DATE OF BIRTH Mo./Day/Yr. |
|-----------|-------|-------------------|--------------------------------------|------------------------------|
|-----------|-------|-------------------|--------------------------------------|------------------------------|

| | | | | |
|-------|-------|-------|-------|-------|
| _____ | _____ | _____ | _____ | _____ |
| _____ | _____ | _____ | _____ | _____ |

| | |
|---|---|
| Vehicles Only (Check One): G Salvage G Non-Transferable G None | Taxi Use (Check One): G Yes G No |
|---|---|

Vehicle/Hull Identification Number: _____

YEAR

MAKE

MODEL

BODY STYLE / HULL LENGTH

COLOR

GVWR / HULL MATERIAL

CAPACITY / PROPULSION

ADDRESS (Street or R.R., and P.O. Box)

Apt. #

City

State

Zip

MAILING (_____
than above)

SIGNATURE OF APPLICANT/S

SIGNATURE OF APPLICANT/S

NOTICE: The personal information on this application is subject to disclosure as a motor vehicle record unless you choose to prohibit such disclosure by filing a request with the Department of Motor Vehicles (DMV). Forms for such request are available at all County Treasurer, County Clerk, and DMV offices.

LIEN INFORMATION

FEE \$7.00

The following is a full statement of all liens, mortgages or encumbrances on said vehicle.

If none, state here _____. If more than two liens noted, please check ☒ G

FIRST LIEN: Name and Address of Lienholder

SECOND LIEN: Name and Address of Lienholder

Application for Duplicate Certificate of Title

FEE \$14.00

IF TITLE NUMBER IS UNKNOWN, PLEASE FILL IN VEHICLE INFORMATION ABOVE.

The applicant/s for certified copy of a Certificate of Title is the ☒ G Owner/s, ☒ G Lienholder/s, of said vehicle, and that the Original Certificate of Title No. _____ has been ☒ G Lost, ☒ G Destroyed, or ☒ G Mutilated.

NOTE: APPLICATION IS VOID UNLESS SIGNED BY APPLICANT/S AND PROPERLY NOTARIZED.

State of _____

? ss.

County of _____

SIGNATURE OF APPLICANT/S

SIGNATURE OF APPLICANT/S

Subscribed and Sworn to before me this _____ day of

_____, 19____.

SEAL

SIGNATURE NOTARY PUBLIC OR COUNTY OFFICIAL

My commission expires _____, 19____.

Printed with soy ink on recycled paper

RV-707 Rev.9/97

248 NAC 6 -- ATTACHMENT 2

NEBRASKA DEPARTMENT OF MOTOR VEHICLES

ASSIGNED ID NUMBER APPLICATION

" Motor Vehicle (\$20.00 application fee) " Motorboat (\$20.00 application fee)

NOTE: The \$20.00 application fee is not refundable.

Owner Information:

Last Name First Name Middle Initial Phone Number ()

Last Name First Name Middle Initial Phone Number ()

Street Address or Route, and P.O. Box City State Zip Code County

If known, Vehicle/Hull Identification Number _____ Assembled Vehicle " Yes " No
Make _____ Year _____ Model _____
Body Style/Hull Length _____ Hull Material _____ Propulsion _____

Signature of Owner

Date

printed with soy ink on recycled paper

L *Instructions on reverse side.*

DMV Rev. 3/97

Please follow instructions for an *Assigned Vehicle ID Number* or an *Assigned Hull ID Number*.

Instructions for an Assigned Vehicle ID Number for a MOTOR VEHICLE

1. The vehicle must be inspected by the local Sheriff-s office (\$10.00 cost).
2. Submit the following to the Department of Motor Vehicles, Titles and Registrations Division, P.O. Box 94789, Lincoln, Nebraska 68509:
 - a. The completed Assigned ID Number Application (*on reverse side*) with a \$20.00 fee.
 - b. The Sheriff-s Inspection Certificate.
 - c. The Department of Motor Vehicles will order the VIN plate which will be sent to your local county official.

Instructions for an Assigned Hull ID Number for a MOTORBOAT

1. Submit the following to the Department of Motor Vehicles, Titles and Registrations Division, P.O. Box 94789, Lincoln, Nebraska 68509:
 - a. The completed Assigned ID Number Application (*on reverse side*) with a \$20.00 fee.
 - b. Return the entire two-part form to the Department of Motor Vehicles. We will order the HIN plate which will be returned to you with an instruction letter to tell you where to attach the HIN and your copy of the two-part Hull ID Application. You will need to sign the letter and then take it along with your copy of the Hull ID Application to the county official for issuance of your motorboat title.

You are responsible for attaching the ID Number Plate to the motor vehicle or motorboat in the proper

manner and location. It is a Class I Misdemeanor and/or a Class IV Felony to improperly attach the plate.
(**Altering a VIN/HIN and Intent to Defraud.**)

PLEASE ALLOW 4-6 WEEKS FOR DELIVERY.